IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

OP.No. 22312 of 1999(F)

PETITIONER:

K.P.KUNHAMMED B.A., B.L.,
AGED 63 YEARS, S/O. LATE ABDULLA,
CHIEF JUDICIAL MAGISTRATE (RETIRED)
RESIDING AT OOLAKKADAVU ROAD,
MARYKUNNU P.O., KOZHIKODE.

BY ADV. SRI.P.K.ABOOBACKER(EDATHALA)

RESPONDENTS:
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1. **THE MANAGER, SYNDICATE BANK,**
   MAVOOR ROAD BRANCH, KOZHIKODE.

2. **THE SUB TREASURY OFFICER, PENSION,**
   PAYMENTS, SUB TREASURY , KOZHIKODE.

3. **THE ACCOUNTANT GENERAL (A&E), KERALA,**
   THIRUVANANTHAPURAM.

4. **THE STATE OF KERALA, REP.BY**
   THE CHIEF SECRETARY, GOVERNMENT OF KERALA,
   THIRUVANANTHAPURAM.

BY ADV. SRI.R.S.KALKURA - R1
GOVERNMENT PLEADER SMT. SMITHA SUKUMARAN - R2 TO R4

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 30/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. 22312/1999

ORDER ON CMP. NO.36812/1999 IN OP. 22312/1999

DISMISSED

30.05.2007 **SD/- THOTTATHIL B.RADHAKRISHNAN , JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE GOVERNMENT ORDER G.O.(MS) NO.116/908/HOME DT.30.5.98 ISSUED BY THE 3RD RESPONDENT.

EXT.P2:- COPY OF THE GOVERNMENT ORDER G.O.(P) NO.3001/98/FIN. DT.25.11.98 ISSUED BY THE 3RD RESPONDENT.

EXT.P3:- COPY OF THE CALCULATION STATEMENT IN RESPECT OF THE ARREARS OF INTERIM RELIEF ENTITLED TO THE PETITIONER.

EXT.P4:- COPY OF THE RELEVANT PAGES OF PENSION PAYMENT ORDER.

EXT.P5:- COPY OF THE LETTER DT.20.7.99 FROM THE PETITIONER TO THE 1ST RESPONDENT.

EXT.P6:- COPY OF THE LAWYER NOTICE DT.26.7.99 ISSUED BY ADVOCATE A.KARUNAKARA TO THE 1ST RESPONDENT.

EXT.P7:- COPY OF THE PETITION DT.13.8.99 SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT.

EXT.P8:- COPY OF THE LETTER AND CALCULATION OF ARREARS DT.18.8.99 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.

EXT.P9:- COPY OF THE LETTER DT.21.8.99 FROM THE PETITIONER TO THE 1ST RESPONDENT.

EXT.P10:- COPY OF THE LETTER DT.25.8.99 FROM THE PETITIONER TO THE 1ST RESPONDENT.

RESPONDENTS EXHIBITS

EXT.R1(a):- COPY OF THE LETTER DT.9.8.99.

EXT.R1(b):- COPY OF THE LETTER DT. P.A.1 . K/G1/9-23/98-99/1153 DT.8.12.1998.

/TRUE COPY/

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THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.22312 of 1999-F

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Dated this the 30th day of May, 2007.

JUDGMENT

The learned counsel for the petitioner submits that the matter has become infructuous. The Original Petition is dismissed as infructuous.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-

THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.22312 of 1999-F

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JUDGMENT

Dated: 30th May, 2007.